IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 17931 of 2004

Between:

M/s. Prasad Power Systems, Plot Nos. 21 & 22, First Cross Road, Autonagar, Vijayawada - 520 007, rep by its Accounts Officer, Mr.S Jagadeswara Rao

..... PETITIONER

AND

The Commercial Tax Officer, Autonagar, Vijaywada.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate writ or order or direction declaring the inaction of the Respondent in not considering the Petitioner's application for revision of assessment as requested in its letter dated 26-3-2003 as illegal, arbitrary and unjustified and consequently direct the Respondent to consider and dispose of the representation dated 26-3-2003 filed by the Petitioner for acceptance of 'C' declaration forms by exercising powers under Rule 12(7) of the CST (R & T) Rules.

Counsel for the Petitioner:MR.S.DWARAKANATH

Counsel for the Respondents : GP FOR COMMERCIAL TAXES

The Court at the stage of admission made the following

O R D E R (Per the Hon'ble Sri Justice Bilal Nazki):

Heard learned counsel for the parties. With their consent, the writ petition is being disposed of at this stage.

The grievance of the petitioner is that it made a representation on 26-03-2003 for reassessment of the assessment and acceptance of 'C' declaration forms and the representation has not been decided so far.

We dispose of the writ petition and direct that the representation of the petitioner be decided, within a period of two weeks from the date of receipt of the copy of this order, in accordance with law. No order as to costs.

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(BILAL NAZKI, J)

5th October, 2004.

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(S.ANANDA REDDY, J)

Note:Furnish C.C in two days

B/o

vrn

To

1 The Commercial Tax Officer, Autonagar, Vijaywada.

2 Two C.Cs to the Government Pleader for Commercial Taxes,

High Court of A.P, Hyderabad (OUT)

3 Two C.D copies